

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE**

## **JUDGMENT ORDER**

For the reasons set forth in the memorandum opinion filed herewith:

1. Defendants' motion to dismiss [Doc. 23] is **GRANTED**;
  2. This action is **DISMISSED**;
  3. Because the Court **CERTIFIED** in the memorandum opinion that any appeal from this order would not be taken in good faith, should Plaintiff file a notice of appeal, he is **DENIED** leave to appeal *in forma pauperis*. See 28 U.S.C. § 1915(a)(3); Fed. R. App. P. 24; and
  4. The Clerk is **DIRECTED** to close the file.

**SO ORDERED.**

**ENTER :**

s/Clifton L. Corker  
United States District Judge

ENTERED AS A JUDGMENT

s/John Medearis  
CLERK OF COURT